

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **City of Detroit Police & Fire Retirement Sys v GSC CDO Fund Ltd**
Docket No. **289185**
L.C. No. **08-108699-NZ**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal is DISMISSED for lack of jurisdiction. The Wayne Circuit Court entered a stipulated order of dismissal without prejudice on November 11, 2008, so appellant could challenge the August 22, 2008 order granting summary disposition to a portion of the parties to this case. This Court has jurisdiction to accept appeals of right from parties who are aggrieved by a final order of the court of claims or the circuit court. MCR 7.203(A)(1). However, a stipulated order to dismiss a case without prejudice, like the one that is before this Court, is not a final order appealable as a matter of right because it neither disposes of all the claims nor adjudicates the rights and liabilities of all the parties. *City of Detroit v State of Michigan*, 262 Mich App 542, 545; 686 NW2d 514 (2004).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

DEC 19 2008

Date

Sandra Schultz Mengel
Chief Clerk